

From: "Matson, Jeffrey T CIV USARMY CENWP \(\USA\)" <Jeffrey.T.Matson@usace.army.mil>
To: "Mednick, Richard" <Mednick.Richard@epa.gov>
Date: 4/28/2022 9:58:45 AM
Subject: RE: Bradford Island Site Draft Proposed Federal Facility Agreement

Richard,

Ann asked that I reply back with our collective availability. She will actually be on leave (b) (6) 5/20–6/4, and I have DOJ-sponsored training most of 5/17. On 5/16 we're both available:

Monday, 5/16

10-11

11-12

12-1

2-3 [Jeff available until approx. 2:45]

Thank you for coordinating this call,
Jeff

From: Mednick, Richard <Mednick.Richard@epa.gov>
Sent: Wednesday, April 27, 2022 3:57 PM
To: Matson, Jeffrey T CIV USARMY CENWP (USA) <Jeffrey.T.Matson@usace.army.mil>
Subject: [Non-DoD Source] RE: Bradford Island Site Draft Proposed Federal Facility Agreement

Thanks, Jeff. I will let you know when I have consensus on a good date for all of us.

Richard

From: Matson, Jeffrey T CIV USARMY CENWP (USA) <Jeffrey.T.Matson@usace.army.mil>
Sent: Wednesday, April 27, 2022 3:26 PM
To: Mednick, Richard <Mednick.Richard@epa.gov>
Cc: Gary.L.Vrooman@state.or.us; john.level@atg.wa.gov; Wright, Ann L CIV USARMY CEHQ (USA) <Ann.L.Wright@usace.army.mil>
Subject: RE: Bradford Island Site Draft Proposed Federal Facility Agreement

Thanks, Richard.

I indicated my current availability below, in brackets []. Ann is out of the office tomorrow and Friday, but should be in touch next week.

Best,
Jeff

From: Mednick, Richard <Mednick.Richard@epa.gov>
Sent: Wednesday, April 27, 2022 2:02 PM
To: Wright, Ann L CIV USARMY CEHQ (USA) <Ann.L.Wright@usace.army.mil>; Matson, Jeffrey T CIV USARMY CENWP (USA) <Jeffrey.T.Matson@usace.army.mil>
Cc: Gary.L.Vrooman@state.or.us; john.level@atg.wa.gov
Subject: [Non-DoD Source] RE: Bradford Island Site Draft Proposed Federal Facility Agreement

Hello Ann, Jeff, Gary and John,

I am hoping that we can set aside an hour sometime during the week of May 16-20 to have a call in order to meet each other and discuss the process for our FFA negotiations. Perhaps we can also initially address some substantive aspects of the draft FFA and the site related work to be done in advance of the final FFA. With that in mind, please indicate in a response to this email which days and PDT times identified below when you would be available for a call:

Monday, 5/16

10-11 [Available]

11-12 [Available]

12-1 [Available]

1-2

2-3 [Available until approx. 2:45]

Tuesday, 5/17

10-11

11-12

12-1

1-2

Friday 5/20

10-11 [Available]

12-1 [Available]

1-2 [Available]

2-3 [Available until approx. 2:45]

Thank you,

Richard

Richard Mednick
Associate Regional Counsel
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U.S. EPA I Region 10
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From: Wright, Ann L CIV USARMY CEHQ (USA) <Ann.L.Wright@usace.army.mil>

Sent: Wednesday, April 20, 2022 5:50 PM

To: Mednick, Richard <Mednick.Richard@epa.gov>; jeffrey.t.matson@usace.army.mil

Cc: Gary.L.Vrooman@state.or.us; john.level@atg.wa.gov

Subject: RE: Bradford Island Site Draft Proposed Federal Facility Agreement

Richard,

Thank you for the initial draft FFA for Bradford Island. We are working on a list of completed documents for the Consultation provision and will review the rest of the draft FFA and get back to you. I am out for a mediation all this week. Next week I will provide you better information on a time frame for our changes to the FFA, within the Fort Eustis template as appropriate.

I request that you not share the draft FFA with the Yakama Nation or other Tribes or other groups. I will confer with

upper levels of USACE and get back to you further on this.

We appreciate your courtesy as we work through this process.

VR, Ann
Ann L. Wright
Attorney
Office of the Chief Counsel
U.S. Army Corps of Engineers
402-996-3880
Wk Cell 402-860-2465

From: Mednick, Richard <Mednick.Richard@epa.gov>
Sent: Monday, April 18, 2022 5:15 PM
To: Wright, Ann L CIV USARMY CEHQ (USA) <Ann.L.Wright@usace.army.mil>; Matson, Jeffrey T CIV USARMY CENWP (USA) <Jeffrey.T.Matson@usace.army.mil>
Cc: Gary.L.Vrooman@state.or.us; john.level@atg.wa.gov
Subject: [Non-DoD Source] Bradford Island Site Draft Proposed Federal Facility Agreement

Ann and Jeff,

I am attaching a draft proposed Federal Facility Agreement (FFA) for the Bradford Island Superfund Site. The draft proposed Bradford Island FFA has been prepared based on the Fort Eustis FFA that has been agreed to as the model for FFAs entered into between EPA and the U.S. Department of Defense. For reference, I am attaching a copy of the Fort Eustis FFA.

I am copying Gary L. Vrooman and John Level who are Assistant Attorneys General for the states of Oregon and Washington, respectively.

As requested by the Yakama Nation during our recent consultation, EPA is interested in involving the Yakama Nation in our negotiation of the Bradford Island FFA. To that end, please let me know if the United States Army Corps of Engineers (USACE) is amenable to sharing the draft proposed Bradford Island FFA with legal counsel for the Yakama Nation.

I am thinking it will take a few weeks for the USACE to consider the terms of the draft proposed FFA for Bradford Island, but please let me know your expected timeline for review. EPA would like to move this matter along as expeditiously as possible, and to that end I will reserve some time on our calendars during the second week of May for a discussion about the status of our negotiations.

Respectively,

Richard

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